



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: **[INSERT CASE NAME]**
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: MICHAEL DEMONDA

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1

MOS DEMONDA PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES AND SPECIFICATIONS, DATED 11/21/2013:

1. MOS DEMONDA ON OR ABOUT JUNE 1, 2012, AT APPROXIMATELY 2140 HOURS, WHILE ASSIGNED TO PUBLIC SERVICE AREA 3 AND ON DUTY, IN KINGS COUNTY, ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT IN THAT HE STOPPED A PERSON KNOWN TO THE DEPARTMENT, WITHOUT SUFFICIENT LEGAL AUTHORITY.
2. MOS DEMONDA ON OR ABOUT JUNE 1, 2012, AT APPROXIMATELY 2140 HOURS, WHILE ASSIGNED TO PUBLIC SERVICE AREA 3, AND ON DUTY, IN KINGS COUNTY, DID WRONGFULLY USE FORCE AGAINST THE ABOVE MENTIONED PERSON KNOWN TO THE DEPARTMENT, IN THAT HE STRUCK SAID PERSON KNOWN TO THE DEPARTMENT IN THE FACE WITH A CLOSED FIST, WITHOUT POLICE NECESSITY.

ACTION TAKEN: FORFEITURE OF FIVE (5) VACATION DAYS.

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 11/28/2011, AGAINST MOS DEMONDA:
ALLEGATION:

1. DEPARTMENT RULES AND VIOLATIONS – TRAFFIC VIOLATIONS BUREAU NON-APPEARANCE
ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE
CASE STATUS: CLOSED ON 03/27/2012

Disclosure # 3:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

1. LARRY OGLEN V. CITY OF NEW YORK, ET AL, 24699-11, FILED IN KINGS COUNTY SUPREME COURT

Disclosure # 4:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Oscar Garcia	14-CV-4160	E.D.N.Y.	07/07/2014	03/31/2016	Dismissed with prejudice, sua sponte by the court for failure to prosecute
Kevin White	15-CV-270	E.D.N.Y.	01/29/2015	04/08/2016	Settlement, without admission of fault or liability
Bernard Marcelle	12-CV-4671	E.D.N.Y.	09/19/2012	04/03/2014	Settlement, without admission of fault or liability

THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS MOS:

Disclosure # 5:

CCRB CASE: 201207229

REPORT DATE: 06/05/2012

INCIDENT DATE: 06/01/2012

SUBSTANTIATED CCRB ALLEGATION(S):

1. FORCE – PHYSICAL FORCE
2. ABUSE – STOP

OTHER MISCONDUCT NOTED:

1. OMN – FAILURE TO PREPARE MEMOBOOK ENTRY
2. OMN – FAILURE TO PRODUCE STOP AND FRISK REPORT

NYPD DISPOSITION: ALLEGATIONS #1 & #2 APU GUILTY & FORFEITURE OF 5 VACATION DAYS

Disclosure # 6:

CCRB CASE: 201702223

REPORT DATE: 03/23/2017

INCIDENT DATE: 03/23/2017

SUBSTANTIATED CCRB ALLEGATION(S):

1. ABUSE – FRISK
2. ABUSE – STOP

OTHER MISCONDUCT NOTED:

1. OMN – FAILURE TO PREPARE MEMOBOOK ENTRY
2. OMN – FAILURE TO PRODUCE STOP AND FRISK REPORT

NYPD DISPOSITION: SCHEDULE A COMMAND DISCIPLINE

Eric Gonzalez
District Attorney
Kings County